

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Info: Gabriel et al.
Serial No.: 10/601,026
Filed: June 20, 2003
For: *Contrast Media for Angiography*

Confirmation No.: 7141
Group Art Unit: 1621
Examiner: Shailendra Kumar

Date: February 14, 2005

Mailstop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(a)

Sir:

I, Kenneth D. Sibley, am an attorney of record of the disclaimant, The University of North Carolina at Chapel Hill, and am authorized to execute this disclaimer on behalf of The University of North Carolina at Chapel Hill. The disclaimant, The University of North Carolina at Chapel Hill, having a principal place of business at 308 Bynum Hall, Campus Box 4105, Chapel Hill, NC 27599-4105, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded on August 28, 2000, at Reel 01109, Frame 0001.

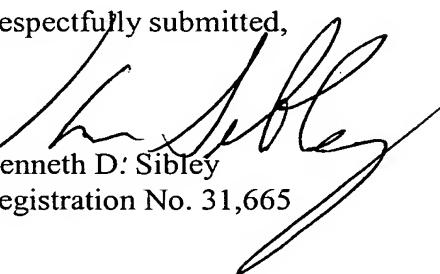
The disclaimant hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156, §173, and any other relevant statutory provision of prior U.S. Patent No. 6,265,610, filed January 11, 2000 and prior U.S. Patent No. 6,498,273, filed May 25, 2001, as presently shortened by any terminal disclaimer, which patents were assigned to the above-identified disclaimant by an Assignment recorded on August 28, 2000, at Reel 01109, Frame 0001.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 6,265,610 and 6,498,273. This agreement runs with any patent granted on the above-identified application, and is binding upon the grantee, its successors, or assigns.

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Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application that is prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156 and §173 of U.S. Patent Nos. 6,265,610 and 6,498,273, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

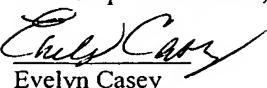

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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Evelyn Casey